

October 3, 2007

Trademark Trial and Appeal Board
Commission of Trademarks
PO Box 1451
Alexandria, VA 22314-1451

Ref: – Notice of Opposition to Issuance of Trademark No. 78873006

Dear Commissioner:

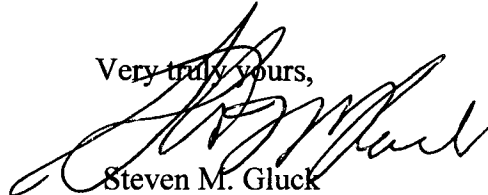
Enclosed please find a Notice of Opposition to Issuance of Trademark in Application No. 78873006 along with the filing fee of \$300, a copy for conforming and a stamped, self-addressed return envelope. Kindly file the Opposition and return a conformed copy in the enclosed envelope. Thank you.

10/12/2007 SWILSON1 00000125 78873006


01 FC:6402

300.00 OP

Very truly yours,



Steven M. Gluck


10-09-2007

U.S. Patent & TM Office/TM Mail Rpt Dt #72

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8 **Attorney for Opposer**
9 **EcoRain Systems, Inc.**

10
11 **IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**
12 **BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

13 **In the matter of trademark application Serial No. 78873006**

14 **For the mark – EcoRain**

15 **Published in the Official Gazette on**

16 **NOTICE OF OPPOSITION**

17
18 **EcoRain Systems, Inc.**
19 **A British Virgin Islands Corporation**
20 **14320 Ventura Blvd., #402**
21 **Studio City, CA 91423**

22 **Opposer,**

23
24 **ASTRAL PROPERTY PTY, LTD.,**

25 **Applicant.**

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27 **NOTICE OF OPPOSITION TO**
28 **ISSUANCE OF TRADEMARK**


10-09-2007

U.S. Patent & TMOff/TM Mail Rpt 01 #72

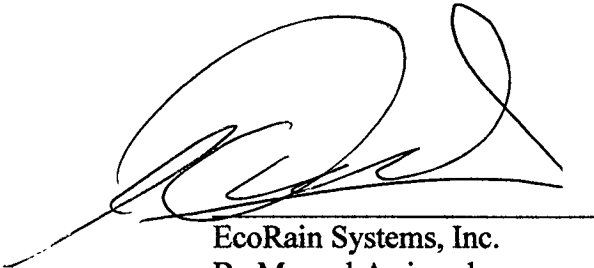
1 The above-named Opposer alleges that it will be damaged by the registration of the mark
2 shown in the above-identified application, and further hereby opposes the issuance of same.

3 1. The grounds for said opposition is that the Opposer registered the corporate name,
4 "EcoRain" and has conducted, participated and been involved in product sales within the United
5 States bearing the mark "EcoRain", prior to Applicant filing the herein-identified application.
6

7 2. Opposer further contends that under the Doctrine of Analogous Use it has priority of
8 the mark "EcoRain" and as a consequence Applicant is not entitled to the issuance of a
9 trademark bearing the term, "EcoRain."

10 3. Applicant's attempted registration of the mark is not in good faith as the applicant has
11 never used nor does it intend to use the mark, but merely filed its application to interfere and
12 frustrate the legitimate prior usage of the mark by Opposer.
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16 Dated: 2/24/09

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20 EcoRain Systems, Inc.
21 By Manuel Arriagada
22 General Manager
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